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Box seq 0300  
PATENT  
Docket No.: LBS-002COB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1636

Examiner: W. Sandals

Serial No. 09/713,545

Filed: November 15, 2000

In re Application of: Van Gelder et al.

For: MULTI-GENE EXPRESSION PROFILE

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to Director of Patents, Box Sequence, Washington, D.C. 20231 on October 11, 2001, Signed Carolyn Thompson  
Carolyn Thompson

TRANSMITTAL

Director of Patents  
Attn: Application Processing Division  
Box Sequence  
Washington, D.C. 20231

Dear Sirs:

Responsive to the Notice of Incomplete Reply, mailed July 19, 2001, please find enclosed herewith:

1. A Request for Extension of Time for two-months extension;
2. Check in the amount of \$400.00 for a large entity for two months extension;
3. Response to Notice to Comply With Sequence Listing Requirements;
4. Diskette of Sequence Listing;
5. Renumbered Claims pages 30-36; and
6. Copy of Notice of Incomplete Reply.

In the event any variance exists between the amount enclosed and the patent office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, the Assistant Commissioner is hereby authorized to charge or credit the difference to our Deposit Account No. 50-0612. An additional copy of this page is enclosed.

Dated: October 11, 2001

Sierra Patent Group, Ltd.  
P.O. Box 6149  
Stateline, NV 89449  
(775) 586-9500

Respectfully submitted,  
Sierra Patent Group, Ltd.

Barbara J. Luther

Barbara J. Luther  
Reg. No. 33,954



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Carolyn Thompson

**Response to Notice to Comply With Sequence Listing Requirements**

Director of Patents  
Attn: Application Processing Division  
Box Sequence  
Washington, D.C. 20231

Dear Sir:

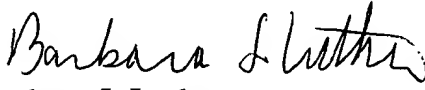
This paper is intended as a complete response to the Notice of Incomplete Reply to Request for "Sequence Listing" mailed 7/19/2001. On the day that the Notice was mailed, the six-month period for response expired. Thus, the applicants had no opportunity to respond within the statutory time period.

Nevertheless, attached are 1) a substitute page, including the one-page Sequence Listing and renumbered claim pages, 2) a 3-1/2-inch diskette, and 3) a copy of the Notice to Comply. I hereby state that the sequence listing does not include new matter beyond that in, and is supported by, the specification as filed at page 5, lines 27-28 (SEQ ID NO: 1) and page 7, lines 23-24 (SEQ ID NO: 2).

I hereby state that the copy of the computer readable form is the same as the Sequence Listing. I have used the "checker" software to assure quality of the diskette.

Respectfully submitted,  
SIERRA PATENT GROUP, LTD.

Dated: October 11, 2001

  
Barbara J. Luther  
Reg. No. 33,954

Sierra Patent Group, Ltd.  
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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/713,545	11/15/2000	Russell N. Van Gelder	L01-13C2

CONFIRMATION NO. 4526

25003  
BARBARA J LUTHER, CHARTERED  
18124 WEDGE PARKWAY  
PMB 516  
RENO, NV 89511

## FORMALITIES LETTER



\*OC000000006315311\*

Date Mailed: 07/19/2001

## NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

## Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on to the Notice mailed and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice **MUST** be returned with the reply.

  
Customer Service Center

10/18/2001 HND001 00000112 09713545 490-00 DP  
01 FC:116

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE